

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

JAMES BERNAT,

Plaintiff,

CIVIL NO. 04-40058-FDS

GENTEX OPTICS,

Defendant,

**REPORT RE: REFERENCE FOR  
ALTERNATIVE DISPUTE RESOLUTION**

**TO: JUDGE SAYLOR**

**SWARTWOOD, C.M.J.**

On September 29, 2005 I held the following ADR proceeding:

<u>      </u> EARLY NEUTRAL EVALUATION	<u>  X  </u> MEDIATION
<u>      </u> MINI-TRIAL	<u>      </u> SUMMARY JURY TRIAL
<u>      </u> SETTLEMENT CONFERENCE	

The parties were present in person or by an authorized corporate officer .

The case was:

- (X) Settled. Your clerk should enter a 30 day order of dismissal.
- ( ) There was progress. A further conference has been scheduled for \_\_\_\_\_.  
unless the case is reported settled prior to that date.
- ( ) Further efforts to settle this case at this time are, in my judgment, unlikely to be  
productive. This case should be restored to your trial list.

September 30, 2005  
Date

/s/ Charles B. Swartwood, III  
CHARLES B. SWARTWOOD, III, C.M.J.